



U.S. Department of Justice

*United States Attorney
Southern District of New York*

*The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007*

January 2, 2024

BY ECF

The Honorable Sidney H. Stein
United States District Judge
Southern District of New York
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street
New York, New York 10007

**Re: *United States v. Robert Menendez, et. al,*
S2 23 Cr. 490 (SHS)**

Dear Judge Stein:

The Government respectfully writes to advise the Court that a superseding indictment was returned by the grand jury earlier today and docketed as S2 23 Cr. 490 (SHS) (the "Superseding Indictment"). The Superseding Indictment charges the same defendants with the same offenses as the current indictment, but expands the timeframe of the bribery and extortion conspiracy to include 2023 and provides additional factual detail. (*See, e.g.*, ¶¶ 55-65, 68-70).

The filing of the Superseding Indictment will not necessitate the production of any additional discovery. Given that no new charges are included in the Superseding Indictment, that the Court has already excluded time under the Speedy Trial Act until the start of trial, May 6, 2024,

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and that the defendants reside out of state, the Government has no objection to the Court deferring an immediate arraignment on the Superseding Indictment or to arraigning the defendants by video.

Respectfully submitted,

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cc: (by ECF)

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